

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

**1:04-cv-03142-TCB  
EarthLink, Inc. v. John Does 1-25 et al  
Honorable Timothy C. Batten**

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Minute Sheet for proceedings held In Open Court on 08/31/2006.

TIME COURT COMMENCED: 10:15 A.M.

TIME COURT CONCLUDED: 10:30 A.M.

TIME IN COURT: 00:15

COURT REPORTER: Elise Evans

DEPUTY CLERK: Julee Smilley

ATTORNEY(S) PRESENT: Jamie Woodard representing EarthLink, Inc.

PROCEEDING CATEGORY: Bench Trial Began;

PLEADINGS FILED IN COURT: Final Order, Judgment and Permanent Injunction

MOTIONS RULED ON: [28]Motion for Default Judgment GRANTED  
[28]Motion for Permanent Injunction GRANTED IN PART & DENIED  
IN PART The Court made specific changes to the proposed order submitted by Plaintiff's counsel.

MINUTE TEXT: Neither Defendant nor defense counsel appeared.

HEARING STATUS: Hearing Concluded  
VERDICT: Plaintiff is awarded \$3,880,000 in statutory damages, and the Court trebles that amount (\$11,640,000). Atty fees awarded \$3,855.12 and lost profits and damage of \$776. The Court declines to award punitive damages. Total awarded \$11,644,631.12.

TRIAL STATUS: Completed by Jury Verdict